

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF ARKANSAS  
PINE BLUFF DIVISION

MICHAEL D. JACKSON  
ADC # 140871

PETITIONER

v.

No. 5:13-cv-343-DPM-JJV

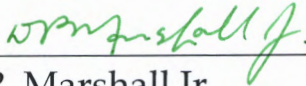
RAY HOBBS,  
Director, ADC

RESPONDENT

ORDER

On *de novo* review, the Court adopts Magistrate Judge Volpe's Proposed Findings and Recommendations, *No. 13*, as modified. FED. R. CIV. P. 72(b)(3). Jackson's objections, *No. 18*, are overruled. The Court declines to adopt the last three sentences (and embedded citations) in the first full paragraph on page 10 of the proposal. This material is surplusage. A certificate of appealability will not issue because Jackson hasn't made a substantial showing that the Constitution was violated in his case. 28 U.S.C. § 2253(c)(1)-(2).

So Ordered.

  
\_\_\_\_\_  
D.P. Marshall Jr.  
United States District Judge

  
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9 September 2014